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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/685,550

10/14/2003

Wayne G. Renken

SENS.005US1

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7590

03/16/2006

PARSONS HSUE & DE RUNTZ LLP
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EXAMINER

GARBER, CHARLES D

ART UNIT

PAPER NUMBER

2856

DATE MAILED: 03/16/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



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In re Application of:

Wayne G. Renken

Serial No.: 10/685,550

Filed: October 14, 2003

Attorney Docket No.: SENS.005US1

DECISION ON PETITION
TO WITHDRAW HOLDING
OF ABANDONMENT

This is a decision on the petition filed on February 16, 2005, and refilled on July 28, 2005, to withdraw the holding of abandonment under 37 C.F.R. § 1.181. No fee is required.

The petition is **GRANTED**.

The application was held abandoned for failure to timely file a response to the Office action mailed on June 29, 2004. A Notice of Abandonment was mailed on February 07, 2005.

Petitioner asserts that on September 27, 2004, a response including an amendment was filed. To support this assertion, petitioner has submitted a copy of the response and a copy of a return postcard receipt, which acknowledges receipt in the PTO of the amendment on September 27, 2004.

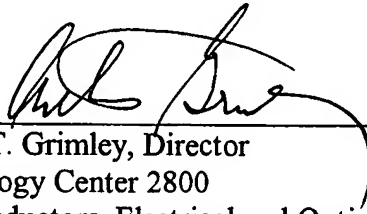
A review of the application file record reveals that the above-identified response having been acknowledged as being received in the PTO on September 27, 2004, is not of record in the application file and cannot be located. However, M.P.E.P. § 503 states, "A postcard receipt which itemizes and properly identifies the items which are being filed serves as *prima facie* evidence of receipt in the PTO of all the items listed thereon on the date stamped thereon by the PTO." Accordingly, it is concluded that the response was timely received in the PTO but lost somewhere after receipt thereof.

For the above stated reason, the petition is granted. The Notice of Abandonment is hereby vacated and the holding of abandonment withdrawn. The application is restored to pending status.

The copy of the response submitted with the petition on February 16, 2005, is accepted since the response originally submitted was apparently lost.

The application file is being forwarded to the examiner of record for consideration of the response and prompt appropriate action.

Inquiries regarding this decision should be directed to Clayton E. LaBalle, Special Programs Examiner, at (571) 272-1594.



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